

**DECLARATION FOR
UTILITY OR DESIGN
PATENT APPLICATION**☐
☐

Declaration Submitted with Initial Filing

Declaration Submitted after Initial Filing

Attorney Docket Number**X-16161****First Named Inventor****NAGPAL, Sunil****COMPLETE IF KNOWN****Application Number****Filing Date****Group Art Unit****Examiner Name****As a below named inventor, I hereby declare that:**

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

VESICANT TREATMENT WITH PHENYL-THIOPHENE TYPE VITAMIN D RECEPTOR MODULATORS

the specification of which

☐ is attached hereto

OR

☒ was filed on
(MM/DD/YYYY)**01/07/2004**

as United States Application Number or PCT International

Application
Number**PCT/US04/00006**and was amended on
(MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Not Claimed | Certified Copy Attached | |
|--|---------|-------------------------------------|--------------------------|--------------------------|--------------------------|
| | | | | YES | NO |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

☐ Additional foreign application numbers are listed on a supplemental priority sheet attached hereto:

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional applications(s) listed below.

Application Number(s)**Filing Date (MM/DD/YYYY)****60/439,575****01/10/2003**☐ Additional provisional application
numbers are listed on a supplemental
priority sheet attached hereto.

Please type a plus sign (+) inside this box ☐

PTO/SB/01 (8-96) (MODIFIED)

Approved for use through 9/30/98. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE**DECLARATION**

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| U.S. Parent Application Number | PCT Parent Number | Parent Filing Date (MM/DD/YYYY) | Parent Patent Number (if applicable) |
|-----------------------------------|----------------------|------------------------------------|---|
| | | | |

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority sheet attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

| Attorney Name | Reg. No. |
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| Roger S. Benjamin | 27,025 |
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| James J. Kelley | 41,888 |
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| Attorney Name | Reg. No. |
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| Arleen Palmberg | 40,422 |
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| Grant E. Reed | 41,264 |
| James J. Sales | 33,773 |
| Michael J. Sayles | 32,295 |
| David M. Stermerick | 40,187 |
| Mark J. Stewart | 43,936 |
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| Robert C. Tucker | 45,165 |
| Tina M. Tucker | 47,145 |
| MaCharri Vorndran-Jones | 36,711 |
| Gilbert T. Voy | 43,972 |
| Thomas D. Webster | 39,872 |
| Lawrence T. Welch | 29,487 |
| Alexander Wilson | 45,782 |
| Mark A. Winter | 53,782 |
| MaryAnn Wiskerchen | 45,511 |
| Dan L. Wood | 48,613 |

☐ Additional registered practitioner(s) named on a supplemental sheet attached hereto.

Direct all correspondence to:

| | | | | | |
|---------|--------------------------------|-----------|----------------|-----|----------------|
| Name | ELI LILLY AND COMPANY | | | | |
| Address | ATTN: Roger S. BENJAMIN | | | | |
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| City | INDIANAPOLIS | State | INDIANA | ZIP | 46206-6288 |
| Country | US | Telephone | (317) 276-2256 | Fax | (317) 276-3861 |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| | | | | | |
|---------------------------------|---------------------|---|----|-------------|--------|
| Name of Sole or First Inventor: | | <input type="checkbox"/> A Petition has been filed for this unsigned inventor | | | |
| Given Name | Sunil | Middle Name | | Family Name | NAGPAL |
| Inventor's Signature | Sunil Nagpal | | | Date | 1.8.04 |
| Residence: City | Carmel | State | IN | Country | US |
| Address | 5258 Comanche Trail | | | | |
| Post Office Address | SAME AS ABOVE | | | | |
| City | Carmel | State | IN | Zip | 46033 |
| Country | US | | | | |

☒ Additional Inventors are being named on supplement sheet(s) attached hereto.

Please type a plus sign (+) inside this box



PTO/SB/01 (8-96) (MODIFIED)

 Approved for use through 9/30/98. OMB 0651-0032
 Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

DECLARATION

| | | | | | | | |
|--|-----------------------|-------------|-------|---|-----|-----------------|----------|
| Name of Additional Joint Inventor, if any: | | | | <input type="checkbox"/> A Petition has been filed for this unsigned inventor | | | |
| Given Name | Ying | Middle Name | Kwong | Family Name | YEE | Suffix e.g. Jr. | |
| Inventor's Signature | <i>Ying Kwong Yee</i> | | | | | Date | 1/8/2004 |
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| City | Carmel | State | IN | Zip | US | Country | US |

| | | | | | | | |
|--|---------------|-------------|--|---|--|-----------------|--|
| Name of Additional Joint Inventor, if any: | | | | <input type="checkbox"/> A Petition has been filed for this unsigned inventor | | | |
| Given Name | | Middle Name | | Family Name | | Suffix e.g. Jr. | |
| Inventor's Signature | | | | | | Date | |
| Residence: City | | State | | Country | | Citizenship | |
| Address | | | | | | | |
| Post Office Address | SAME AS ABOVE | | | | | | |
| City | | State | | Zip | | Country | |

| | | | | | | | |
|--|---------------|-------------|--|---|--|-----------------|--|
| Name of Additional Joint Inventor, if any: | | | | <input type="checkbox"/> A Petition has been filed for this unsigned inventor | | | |
| Given Name | | Middle Name | | Family Name | | Suffix e.g. Jr. | |
| Inventor's Signature | | | | | | Date | |
| Residence: City | | State | | Country | | Citizenship | |
| Address | | | | | | | |
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| City | | State | | Zip | | Country | |

| | | | | | | | |
|--|---------------|-------------|--|---|--|-----------------|--|
| Name of Additional Joint Inventor, if any: | | | | <input type="checkbox"/> A Petition has been filed for this unsigned inventor | | | |
| Given Name | | Middle Name | | Family Name | | Suffix e.g. Jr. | |
| Inventor's Signature | | | | | | Date | |
| Residence: City | | State | | Country | | Citizenship | |
| Address | | | | | | | |
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| City | | State | | Zip | | Country | |

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

10/540667

PTO/SB/96 (8-96) (MODIFIED)
 Approved for use through 9/30/98, OMB 0651-0027
 Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

JC09 Rec'd PCT/PTO 24 JUN 2005

CERTIFICATE UNDER 37 CFR 3.73(b)Applicant: Sunil NAGPAL, et. al.Application No.: US Nat'l Phase of PCT/US2004/000006 Filed: _____Entitled: VESICANT TREATMENT WITH PHENYL-THIOPHENE TYPE VITAMIN D RECEPTOR MODULATORSELI LILLY AND COMPANY, a CORPORATION

(Name of Assignee)

(Type of Assignee, e.g. corporation, partnership, university, government agency, etc.)

certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

A. ☐ An assignment from the inventor(s) of the patent application identified above.☐ The assignment was recorded in the Patent and Trademark Office at Reel _____, Frame.☒ The assignment is being submitted separately for recordation; a copy of this assignment is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application identified above, to the current assignee as shown below:

1. From: _____ To: _____
 The document was recorded in the Patent and Trademark Office at
 Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
 The document was recorded in the Patent and Trademark Office at
 Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
 The document was recorded in the Patent and Trademark Office at
 Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.☐ Copies of assignments or other documents in the chain of title are attached.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date

June 24, 2005

MaCarri Vorndran-Jones
 MaCarri Vorndran-Jones
 Patent Counsel

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450